

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 723** HLS 10RS 1319

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 28, 2010	3:49 PM	Author: CONNICK
Dept./Agy.: Justice		Analyst: Evelyn McWilliams
Subject: Dual Office Holding		

ELECTED OFFICIALS

EG SEE FISC NOTE GF RV See Note

Page 1 of 1

Provides with respect to dual officeholding and dual employment

Provides that a court may declare that a person has held incompatible offices or employment or a combination of offices or employment prohibited by the dual office holding and employment laws and order reimbursement of compensation whether the person has vacated an incompatible or prohibited office or employment prior to the filing of the suit for declaratory judgment or prior to issuance of a final judgment in the suit.

EXPENDITURES	2010-11	2011-12	2012-13	2013-14	2014-15	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2010-11	2011-12	2012-13	2013-14	2014-15	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW					
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. The bill does not require the attorney general to file suit for reimbursement. The attorney general does not normally handle suits for the violations described in this legislation. Should the attorney general file a suit for reimbursement due to the violations described in the legislation, it would utilize its existing staff and resources. The bill also provides that a district attorney may file suit seeking reimbursement for dual office holder violations.

REVENUE EXPLANATION

The proposed legislation may result in an indeterminable, but likely minimal, increase in revenue. Any revenue collected from such suits will be reimbursed to the government agency in which the defendant was employed. Suits of this nature are very infrequent. The Legislative Fiscal Office is not able to anticipate the the amount of revenue that may result from such suits.

Senate

Dual Referral Rules

House

- 13.5.1 >= \$100,000 Annual Fiscal Cost
- 13.5.2 >= \$500,000 Annual Tax or Fee Change

- 6.8(F) >= \$100,000 Annual SGF Cost
- 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

Robert E. Hosse
LFO Staff Director